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Docket No. VTN5035USNP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Diana Zanini et al.

Serial No.: 10/776,739

Art Unit:

Filed

: February 11, 2004

Examiner:

For

: (METH) ACRYLAMIDE MONOMERS CONTAINING HYDROXY AND

SILICONE FUNCTIONALITIES

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

November 10, 2005
(Date of Deposit)

Linda Long
(Name of applicant, assignee, or Registered Representative)

November 10, 2005

(Date of Signature)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this

information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with §1.97(b), since this Information \boxtimes Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required. In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with | the first or second After Final Submission, therefore: Statement in Accordance with §1.97(e) (attached); or Please charge Deposit Account No. 10-/ the fee of \$180.00 as set forth in §1.17(p). In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is

accompanied by one of:

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|---|
| (attached); or |
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| Applicant(s) hereby petition(s) for consideration of this |
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| Copies of references listed on the attached Form PTO |
| 1449 are enclosed herewith EXCEPT THAT: |
| |
| In view of the voluminous nature of references |
| [list as appropriate], and the likelihood that |
| these references are available to the Examiner, |
| copies are not enclosed herewith. |
| |
| ☐ If any of the foregoing publications are not |
| available to the Examiner, Applicant will |
| endeavor to supply copies at the Examiner's |
| request. |
| |
| Copies of only foreign patent documents and non- |
| patent literature are enclosed in accordance with 37 CFR 1.98 |
| (a) (2). |

| Z 1 | There are no listed references which are not in the |
|-------------|---|
| English lan | guage. |
| | The relevance of those listed references which are English language is as follows: |
| correspondi | Attached are copies of search report(s) from ng patent application(s), which are listed on the abmission Under MPEP 609 D. |
| patent appl | attached are the following non-published pending ications which may be deemed relevant, which are the attached Submission Under MPEP 609 D. |
| Deposit Acc | c charge any deficiency or credit any overpayment to count No. 10-0750/VTN5035USNP/KAH. This form is n triplicate. Respectfully submitted, |

/Karen A. Harding/
Karen A. Harding
Reg. No. 33,967
Attorney for Applicants

Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (904) 443-3074 DATED: October 10, 2005 NOV 14 2005 W

PTO/SB/08A (08-00)
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| Application Number | 10/776,739 | | | |
| Filing Date | February 11, 2004 | | | |
| First Named Inventor | Diana Zanini et al. | | | |
| Group Art Unit | | | | |
| Examiner Name | | | | |
| Attorney Docket Number | VTN5035USNP | | | |

| | | | | U.S. PATENT DOCUMENTS | | |
|----------------------|------|----------------------|--------------------------------------|---|---------------------------------|---|
| | Cite | U.S. Patent Document | | | Date of Publication | Pages, Columns, Lines, |
| Examiner Initials | | Number | Kind Code ² (if known) | Name of Patentee or Applicant of Cited Document | of Cited Document mm-dd-yyyy | where relevant passages or relevant figures appear |
| | | 4,711,943 | | Thomas B. Harvey III et al. | 12-08-1987 | |
| | | 4,139,513 | | Kyoichi Tanaka et al. | 02-13-1979 | |
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| | | | FORE | EIGN PATENT DOCUMENTS | 74, | | |
|----------------------|--|----------|------|--|--|--|----|
| Examiner Initials | Foreign Patent Document Office ³ Number ⁴ KindCode ⁵ | | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document mm-dd-yyyy | Pages, Columns, Lines, where relevant passages or relevant figures appear | T⁵ |
| | EP | 1439181 | | Johnson & Johnson Vision Care, Inc. | 07-21-2004 | | |
| | EP | 0131911 | | Shin-Etsu Chemical Co., Ltd. | 01-23-1985 | | |
| | EP | 1386924 | | Johnson & Johnson Vision Care, Inc. | 02-04-2004 | | |
| | JP | 60131518 | | Nithon Contact Lens Seizou KK | 07-13-1985 | | |
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| Examiner | Date | |
|-----------|------------|--|
| Signature | Considered | |

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SUBMISSION UNDER MPEP 609 D

| Application Number | 10/776,739 |
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| First Named Inventor | Diana Zanini et al. |
| Group Art Unit | |
| Examiner Name | _ |
| Attorney Docket Number | VTN5035USNP |

Page 1 of 1

| | | | U.S. Patent Docum | ent | |
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| Examiner Cite Initials No.1 | Name of Patentee or Applicant of Cited Document | Number (if known | | Wilele lelevalit passages o | |
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| | | FOREIGN | PATENT DOCUMEN | Te | |

Foreign Patent Document Name of Patentee or Cite Examiner Applicant of Cited Document Office³ Initials Number⁴ KindCode⁵

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No.1 OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITOL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), Cite No.¹ T² Examiner volume-issue number(s), publisher, city and/or country where published Initials* PCT International Search Report, dated July 22, 2005, for PCT Int'l. Appln. No. PCT/US2005/004192

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|-----------|------------|-----|
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| Signature | Considered | |